

Message Text

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PAGE 01 STATE 225785
ORIGIN DRC-01

INFO OCT-01 EUR-12 ISO-00 L-03 SY-05 PA-02 /024 R

DRAFTED BY FADRC/DR:FMMACHAKLB
APPROVED BY O/FADRC:JSPRUDEN
L/M:LAHUMMER
EUR/CE:VSGRAY
A/SY/FO:PJHARRICK

-----051428 210641Z /21

R 202058Z SEP 77
FM SECSTATE WASHDC
TO USMISSION USBERLIN

UNCLAS STATE 225785

E.O. 11652:N/A

TAGS:AINF

SUBJECT:PRIVACY ACT - RELEASE OF INFORMATION

REF: (A) USBERLIN 1638, (B) USBERLIN 2123, (C) 75 STATE
A-4872

1. PRIVACY ACT REQUIRES FEDERAL AGENCIES TO OBTAIN WRITTEN
CONSENT FROM INDIVIDUAL BEFORE RELEASING INFORMATION ABOUT
HIM UNLESS DISCLOSURE IS CONSISTENT WITH SUBSECTION (B) OF
THE ACT. SITUATION DESCRIBED IN REFTEL APPEARS TO FALL
UNDER (B)(7) OF THE ACT ,TO ANOTHER AGENCY FOR LAW ENFORCE-
MENT ACTIVITY IF ACTIVITY IS AUTHORIZED BY LAW, AND IF THE
HEAD OF THE AGENCY HAS MADE A WRITTEN REQUEST SPECIFYING
THE PARTICULAR RECORD DESIRED AND THE LAW ENFORCEMENT
ACTIVITY FOR WHICH THE RECORD IS SOUGHT.'

2. US SECRET SERVICE'S REQUEST DESCRIBED IN REFTEL IS
DEFICIENT IN THAT IT DOES NOT SPECIFY THE LAW ENFORCEMENT
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ACTIVITY FOR WHICH RECORD IS SOUGHT. POST SHOULD NOT RPT
NOT RELEASE RECORD TO USSS UNTIL USSS'S REQUEST MEETS FULL
REQUIREMENTS OF (B)(7) PROVISION.

3. FOR FUTURE REFERENCE, POST MAY VOLUNTEER INFORMATION
TO USSS OR OTHER LAW ENFORCEMENT AGENCY IF POST RECORDS
INDICATE VIOLATION OF CRIMINAL OR CIVIL LAW. THIS

DISCLOSURE WOULD BE MADE UNDER (B)(3) OF PRIVACY ACT
"ROUTINE USE", WHICH ALLOWS FOR DISCLOSURE OF INFORMATION
TO ROUTINE USERS WHICH HAVE BEEN ESTABLISHED AND PUBLISHED
IN FEDERAL REGISTER FOR RECORD SYSTEM IN QUESTION.
'PREFATORY STATEMENT OF ROUTINE USERS", WHICH APPLIES TO
ALL RECORD SYSTEMS, ALLOWS FOR DISCLOSURE OF INFORMATION
TO ANOTHER FEDERAL, STATE, LOCAL OR FOREIGN AGENCY WHERE
THERE IS POTENTIAL OR ACTUAL VIOLATION OF LAW INVOLVED,
WHETHER CRIMINAL, CIVIL OR REGULATORY IN NATURE. (REFTEL
C).

4. POST SHOULD REMEMBER THAT SUBSECTION (C) OF ACT
REQUIRES THAT AN ACCOUNTING BE MAINTAINED OF ANY DIS-
CLOSURES OUTSIDE DEPARTMENT OF INDIVIDUAL'S RECORD.
ACCOUNTING MUST INCLUDE DATE, NATURE AND PURPOSE OF
EACH DISCLOSURE. VANCE

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ORIGIN DRC-01

INFO OCT-01 ISO-00 /002 R

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DRAFTED BY FADRC/DR:FMMACHAK
APPROVED BY O/FADRC:JSPRUDEN
-----101260 021944Z /42
R 021743Z NOV 77
FM SECSTATE WASHDC
TO AMEMBASSY BONN

UNCLAS STATE 225785

FOLLOWING REPEAT STATE 225785 ACTION USBERLIN SEP 20.

QUOTEUNCLAS STATE 225785

E.O. 11652:N/A

TAGS:AINF

SUBJECT:PRIVACY ACT - RELEASE OF INFORMATION

REF: (A) USBERLIN 1638, (B) USBERLIN 2123, (C) 75 STATE
A-4872

1. PRIVACY ACT REQUIRES FEDERAL AGENCIES TO OBTAIN WRITTEN CONSENT FROM INDIVIDUAL BEFORE RELEASING INFORMATION ABOUT HIM UNLESS DISCLOSURE IS CONSISTENT WITH SUBSECTION (B) OF THE ACT. SITUATION DESCRIBED IN REFTEL APPEARS TO FALL UNDER (B)(7) OF THE ACT ,TO ANOTHER AGENCY FOR LAW ENFORCEMENT ACTIVITY IF ACTIVITY IS AUTHORIZED BY LAW, AND IF THE HEAD OF THE AGENCY HAS MADE A WRITTEN REQUEST SPECIFYING THE PARTICULAR RECORD DESIRED AND THE LAW ENFORCEMENT ACTIVITY FOR WHICH THE RECORD IS SOUGHT.'

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2. US SECRET SERVICE'S REQUEST DESCRIBED IN REFTEL IS DEFICIENT IN THAT IT DOES NOT SPECIFY THE LAW ENFORCEMENT ACTIVITY FOR WHICH RECORD IS SOUGHT. POST SHOULD NOT RPT NOT RELEASE RECORD TO USSS UNTIL USSS'S REQUEST MEETS FULL REQUIREMENTS OF (B)(7) PROVISION.

3. FOR FUTURE REFERENCE, POST MAY VOLUNTEER INFORMATION TO USSS OR OTHER LAW ENFORCEMENT AGENCY IF POST RECORDS INDICATE VIOLATION OF CRIMINAL OR CIVIL LAW. THIS DISCLOSURE WOULD BE MADE UNDER (B)(3) OF PRIVACY ACT "ROUTINE USE", WHICH ALLOWS FOR DISCLOSURE OF INFORMATION TO ROUTINE USERS WHICH HAVE BEEN ESTABLISHED AND PUBLISHED IN FEDERAL REGISTER FOR RECORD SYSTEM IN QUESTION. 'PREFATORY STATEMENT OF ROUTINE USERS", WHICH APPLIES TO ALL RECORD SYSTEMS, ALLOWS FOR DISCLOSURE OF INFORMATION TO ANOTHER FEDERAL, STATE, LOCAL OR FOREIGN AGENCY WHERE THERE IS POTENTIAL OR ACTUAL VIOLATION OF LAW INVOLVED, WHETHER CRIMINAL, CIVIL OR REGULATORY IN NATURE. (REFTEL C).

4. POST SHOULD REMEMBER THAT SUBSECTION (C) OF ACT REQUIRES THAT AN ACCOUNTING BE MAINTAINED OF ANY DISCLOSURES OUTSIDE DEPARTMENT OF INDIVIDUAL'S RECORD. ACCOUNTING MUST INCLUDE DATE, NATURE AND PURPOSE OF EACH DISCLOSURE. VANCE UNQUOTE VANCE

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: n/a
Control Number: n/a
Copy: SINGLE
Sent Date: 20-Sep-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01-Jan-1960 12:00:00 am
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977STATE225785
Document Source: CORE
Document Unique ID: 00
Drafter: FMMACHAKLB
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D770342-1030
Format: TEL
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t19770942/aaaabjpc.tel
Line Count: 158
Litigation Code IDs:
Litigation Codes:
Litigation History:
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Message ID: 4c8b8741-c288-dd11-92da-001cc4696bcc
Office: ORIGIN DRC
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: n/a
Previous Handling Restrictions: n/a
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Review Content Flags:
Review Date: 14-Jan-2005 12:00:00 am
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Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 1203881
Secure: OPEN
Status: NATIVE
Subject: PRIVACY ACT - RELEASE OF INFORMATION
TAGS: AINF
To: USBERLIN
Type: TE
vdkgvwkey: odb://SAS/SAS.dbo.SAS_Docs/4c8b8741-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
Declassified/Released
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22 May 2009
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